

Jul 29, 2013 10:25AM

No. 0567 P. 2

SETTLEMENT AGREEMENT

This agreement made and entered into between the Executive Branch Ethics Commission (hereinafter the "Commission") and Donald Nolan.

WHEREAS, this agreement involves the matter styled *Executive Branch Ethics Commission v. Donald Nolan*, Case No. 13-009;

WHEREAS, the Commission is designated by statute as the agency responsible for enforcing the Executive Branch Code of Ethics, KRS Chapter 11A;

WHEREAS, on May 20, 2013, the Commission alleged facts in an Initiating Order that Donald Nolan violated the Executive Branch Code of Ethics at KRS 11A.020(1)(a), (b), (c) and (d), and KRS 11A.020(2);

WHEREAS, Donald Nolan was at all relevant times mentioned in the Initiating Order a "public servant" as defined in KRS 11A.010(9) and thus subject to the Executive Branch Code of Ethics; and

WHEREAS, Donald Nolan indicates his desire to resolve all issues in this action by the execution of a Settlement Agreement.

NOW, THEREFORE, in settlement of the above allegations, the Commission and Donald Nolan agree, pursuant to KRS 11A.100, as follows:

1. Donald Nolan admits that he committed violations of the Executive Branch Code of Ethics at KRS 11A.020(1)(a), (b), (c) and (d), and KRS 11A.020(2), as stated in Appendix A to the Commission's Initiating Order of May 20, 2013, attached hereto and incorporated by reference herein.
2. Donald Nolan agrees to pay the Commission a civil penalty of three thousand dollars (\$3,000.00) on or before September 6, 2013.
3. Donald Nolan agrees that upon a Final Order being issued by the Commission that he waives all rights to any further administrative process or appeal pursuant to KRS 13B.140 thereon.
4. The parties further agree that the acceptance of this Settlement Agreement by both parties, and the fulfillment of its express terms, is in full accord and satisfaction of the herein referenced *Executive Branch Ethics Commission v. Donald Nolan*, Agency Case No. 13-009.
5. This Settlement Agreement constitutes a public reprimand to Donald Nolan, a copy of which will be provided to his current appointing authority pursuant to KRS 11A.100(3)(c).

IN WITNESS THEREOF, the parties have caused this agreement to be executed:

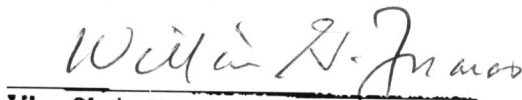

Donald Nolan

7/29/13
Date

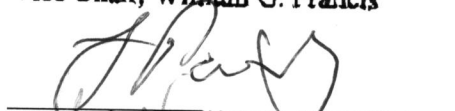
EXECUTIVE BRANCH ETHICS COMMISSION:


Chair, William David Denton

7-30-13
Date


Vice Chair, William G. Francis

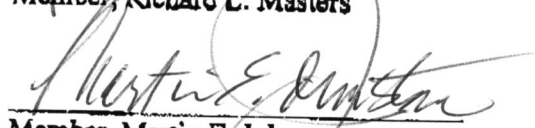
7-30-13
Date


Member, Lewis G. Paisley

7/30/13
Date


Member, Richard L. Masters

7-30-13
Date


Member, Martin E. Johnstone

7/30/13
Date